

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

\* \* \* \* \*

In the Matter of

THE APPLICATION OF ROUGH RIVER WATER )  
SYSTEMS, INC. FOR A PURCHASED WATER )  
ADJUSTMENT CLAUSE AND A MOTION TO )  
ADJUST RATES IN ACCORDANCE WITH THE )  
PURCHASED WATER ADJUSTMENT CLAUSE TO )  
BE APPROVED )

CASE NO. 8290

O R D E R

IT IS ORDERED That Rough River Water System, Inc., shall file with this Commission an original and eight copies of the following information in accordance with the Purchased Water Adjustment Regulation (attached) by October 5, 1981:

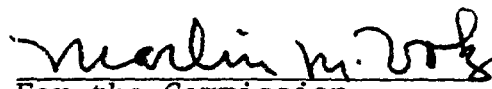
1. A detailed statement of water purchased under the base rate for a 12-month period ending within 90 days of the filing date;
2. A detailed statement of monthly water sales for the same 12-month period.

IT IS FURTHER ORDERED That failure to timely file the above information may result in dismissal of the case without prejudice absent submission of a motion for an extension of time for good cause.

Done at Frankfort, Kentucky, this 24th day of September, 1981.

PUBLIC SERVICE COMMISSION

ATTEST:

  
For the Commission

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Secretary

(7) Use of antlers or sticks as a method of attracting deer is permitted.

(8) Use of lights: no person or persons shall cast the rays of a spotlight, jacklight or other artificial lighting device on any highway or in any field, woodland or forest, while having in his or her possession, or under his or her control, a firearm or other implement by which a deer could be killed, even though such deer is not shot at, injured or killed. This shall not apply when the headlights of a motor vehicle in normal operation on a highway are cast upon a field, woodland or forest in the normal course of travel, nor shall it apply to landowners or tenants engaged in normal or necessary activity upon their lands.

(9) No person shall possess a deer taken contrary to this or any other regulation or statute.

#### Section 7. Firearms Restrictions for Gun Deer Hunting.

(1) The following firearms that are fired from the shoulder are permitted during gun deer hunting seasons: center-fire rifles of .240 caliber or larger (with the exceptions of the .30 caliber carbine and .256 caliber rifle); muzzle-loading rifles of .38 caliber or larger; and muzzle-loading and breech-loading shotguns of ten (10) gauge maximum and twenty (20) gauge minimum firing a single projectile.

(2) Handguns: handguns with barrel lengths of 3.90 inches or greater are permitted. Only the following cartridges may be used: .30 Herret; .357 magnum; .357 Herret; .357 automag; .41 magnum; .41 automag; .44 magnum; .44 automag; .45 automag; and any other cartridge using a bullet of at least 110 grains weight and developing at least 500 foot-pounds of muzzle energy. No full metal-jacketed bullets of any caliber may be used.

(3) The following firearms are prohibited in deer hunting: any caliber of cartridge that does not meet the requirements given in subsections (1) and (2) of this section; any fully automatic weapon or weapon capable of firing more than one (1) round with one (1) trigger pull; any military issue M-1 .30 caliber carbine or its equivalent caliber sold commercially; any .256 caliber rifle.

(4) Fully jacketed military type ammunition and tracer bullet ammunition are prohibited in deer hunting. Shotgun ammunition must contain a single slug per shell case, and buckshot or any type of shot shells are prohibited.

#### Section 8. Equipment Restrictions for Statewide Archery and Crossbow Deer Hunting.

(1) Longbows and compound bows may not be fitted with any device capable of holding an arrow at full draw without aid from the hunter.

(2) Arrows must be barbless without chemical treatment or chemical attachments, with broadhead points at least seven-eighths (7/8) inch wide.

(3) Crossbows must have a minimum pull weight of 100 pounds and a working safety device. Minimum bolt weight: 380 grains with a barbless broadhead point at least seven-eighths (7/8) inch wide, with no chemical treatments or chemical attachments.

(4) Archery hunters are prohibited from carrying any type of firearms while hunting deer.

Section 9. 301 KAR 2:109, Seasons for deer hunting; gun and archery, is hereby repealed.

JACK T. BROOKS, Chairman  
CARL E. KAYS, Commissioner

ADOPTED: March 1, 1981

APPROVED:

J. Michael Mullins

RECEIVED BY LRC: March 12, 1981 at 3:30 p.m.

SUBMIT COMMENT OR REQUEST FOR HEARING  
TO: The Commissioner, Department of Fish and Wildlife Resources, Arnold L. Mitchell Building, #1 Game Farm Road, Frankfort, Kentucky 40601.

#### PUBLIC PROTECTION AND REGULATION CABINET Public Service Commission

807 KAR 5:067. Purchased water adjustment clause.

RELATES TO: KRS Chapter 278

PURSUANT TO: KRS 13.082, 278.030(1), 278.040(3)

NECESSITY AND FUNCTION: KRS 278.030(1) provides that all rates received by a water utility subject to the jurisdiction of the Public Service Commission shall be fair, just and reasonable. This regulation prescribes the requirements under which a water utility may implement a purchased water adjustment clause designed to recover the increased costs of water purchased, where the water utility is not financially able to absorb an increase from its supplier.

Section 1. Application for Change in Base Rate. The rates a water utility is currently authorized to charge its customers are based upon the wholesale cost of water to that water utility pursuant to valid contracts or wholesale tariffs on file with the commission. For purposes of a purchased water adjustment clause, this wholesale rate shall be considered as the base rate for purchased water and any increase or decrease in the base rate shall be considered the changed rate.

(1) In the event there is a change in the base rate, the utility shall file with the commissioner the following information:

(a) A copy of the wholesale supplier's tariff effecting a change in the base rate and a statement from the wholesale supplier evidencing the effective date of the changed rate;

(b) A detailed statement of water purchased under the base rate for a twelve (12) month period ended within ninety (90) days of the filing date and showing billing both under such base rate and also under the changed rate;

(c) A detailed statement of water sold for the same twelve (12) month period.

(d) A balance sheet and statement of operating expenses and revenues for the most recent twelve (12) month period for which that information is available;

(e) In the event of an increase only, evidence that the water utility has notified its customers of the proposed rate revision;

(f) Revised tariff sheets reflecting the rates the applicant proposes to charge; and

(g) Such other information as the commission may request for a proper determination of the purchased water adjustment.

(2) The commission may require that the balance sheet and statement of expenses and revenues furnished pursuant to subsection (1)(d) of this section be updated to within ninety (90) days of the filing of an application and that the updated information corresponds to the same twelve (12) month period as the water purchased information furnished pursuant to subsection (1)(b) of this section.

(3) Upon receipt of all the necessary information, the commission will review the effect of the changed rate upon the applicant's operations and if an increase is proposed determine whether all or a part of the increase can be absorbed by the applicant. An applicant shall not implement its proposed revised rates until the commission issues an order authorizing the applicant to adjust its rates. If an adjustment is authorized, the supplier's changed rate shall become the supplier's base rate for use in future applications.

(4) The maximum amount of the adjustment so ordered shall not produce revenue adjustments greater than the difference between the purchased water billed at the base rate and the purchased water billed at the changed rate.

(5) The notice required by subsection (1)(e) of this section may be accomplished by a bill insert.

**Section 2. Calculation of the Purchased Water Adjustment.** If a change is made in a base rate charged to a water utility by its supplier(s), the unit charges of the wholesale tariff shall be increased or decreased by a purchased water adjustment calculated as follows:

(1) Water purchases shall be computed at the supplier's base rate and the supplier's changed rate using a period of twelve (12) calendar months ending within ninety (90) days preceding the month of the effective date of the supplier's rate change. The difference between these amounts shows the total change in the applicant's purchased water costs.

(2) The total change in purchased water costs shall be divided by the actual number of cubic feet or gallons sold, yielding the purchased water adjustment expressed in cents per cubic feet or gallons, unless the applicant's water loss exceeds fifteen (15) percent.

(3) In instances where the water loss exceeds fifteen (15) percent, the actual water sales shall be divided by eighty-five (85) percent yielding the maximum allowable water purchases. The maximum allowable water purchases shall then be multiplied by the change in cost per cubic foot or gallons, yielding the total allowable change. The total allowable change shall then be divided by the actual number of cubic feet or gallons sold, yielding the purchased water adjustment expressed in cents per cubic feet or gallons.

**Section 3. Procedure for Distribution of Refunds from Suppliers.** In the event a water utility receives a refund from its supplier for amounts previously paid, the water utility shall immediately apply to the commission for authority to make adjustments on the amounts charged customers' bills under this regulation as follows:

(1) The total refund received by the water utility shall be divided by the number of cubic feet or gallons of water the water utility estimates it will sell to its customers during the two (2) month period beginning with the first day of the month following receipt of the refund, yielding the refund factor to be applied against each cubic foot of water sold thereafter.

(2) Effective with meter readings taken on and after the first day of the second month following receipt of the refund, the water utility will reduce by the refund factor any

purchased water adjustment that would otherwise be applicable during the period. The period of reduced purchased water adjustment shall be adjusted, if necessary, in order to most nearly approximate the total amount to be refunded. The water utility shall make full distribution of the refund within two (2) months.

(3) In the event a water utility receives a large or unusual refund, the water utility may apply to the commission for a deviation from the procedure for distribution of refunds specified herein.

**Section 4. Water Utility Tariffs.** Every water utility that makes an application under Section 1 shall have a tariff on file with the commission containing a purchased water adjustment clause conforming to this regulation.

MARLIN M. VOLZ, Chairman

ADOPTED: March 13, 1981

APPROVED: H. FOSTER PETTIT, Secretary

RECEIVED BY LRC: March 13, 1981 at 11:15 a.m.

SUBMIT COMMENT OR REQUEST FOR HEARING

TO: Richard D. Heman, Jr., Secretary, Public Service Commission, 730 Schenkel Lane, Box 615, Frankfort, Kentucky 40602.

**DEPARTMENT FOR HUMAN RESOURCES**  
Office of the Inspector General

901 KAR 1:015. Schedule I substances.

RELATES TO: KRS Chapter 218A

PURSUANT TO: KRS 13.082, 194.050, 218A.250

NECESSITY AND FUNCTION: KRS 218A.020 authorizes the Department for Human Resources to add substances to or delete or reschedule substances enumerated in KRS Chapter 218A. After considering the criteria set forth in KRS 218A.020 and 218A.040 and applicable federal regulations the Department for Human Resources designates the substances set forth in this regulation as Schedule I controlled substances.

**Section 1. Opiates.** The Department for Human Resources hereby designates as Schedule I controlled substances, in addition to those specified by KRS 218A.050, any of the following opiates, including their isomers, esters, ethers, salts, salts of isomers, esters, and ethers, unless specifically excepted, whenever the existence of these isomers, esters, ethers, and salts is possible within the specific chemical designation: Difenoixin.

**Section 2. Opium Derivatives.** The Department for Human Resources hereby designates as Schedule I controlled substances, in addition to those specified by KRS 218A.050, any of the following opium derivatives, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation: Drotebanol.

**Section 3. Hallucinogenic Substances.** The Department for Human Resources hereby designates as Schedule I controlled substances, in addition to those specified by KRS 218A.050, any material, compound, mixture of prepara-